

Bills Closely Related to the Division of Health Policy and Finance

<u>Bill #</u>	<u>Subject</u>	<u>Bill Content Summary</u>	<u>Chamber Status</u>	<u>Recent Action Taken</u>	<u>DHPF Testimony</u>
BILLS ORIGINATED IN SENATE CHAMBER					
326	Civil Action against False Medicaid Claims	The original bill significantly limited discretion of agency staff in administering the program. Outlined crimes and penalties associated with false Medicaid claims.	Recommended by Judicial Conference Committee -- Approved as part of HB 2893 by both the House and Senate. 5/8/06 HB 2893 has been engrossed and sent to the Governor for signature.	Language of the original bill referring to "misuse of public funds" amended into HB 2893 by the Judiciary Conference Committee. The sections opposed by DHPF, Sec. 2 (a)(2) and 2 (a)(3), were NOT included in the new version of HB 2893. 5/8/06 HB 2893 has been engrossed and sent to the Governor for signature.	3/16/2006 - House Judiciary Committee: Bob Day testified in opposition to Sections 2 (a)(2) and 2 (a)(3) of the bill.
327	Office of Inspector General	Creating the Office of Inspector General to investigate and monitor the activities of the KHPA and those it does business with. Scope: SCHIP, Medikan, and Medicaid. Housed in the AG's Office.	Stopped in House Appropriations	An attempt was made, but failed, to create this office through HB 2105 - a bill creating the Abuse, Neglect, and Exploitation of Persons with Disabilities Unit within the Attorney Generals Office. The position would have served to investigate only Medicaid, MediKan, and SCHIP administration.	None
332	Board of Regents Student Insurance Bill	The bill allows that "any post-secondary educational institution...may purchase insurance of any kind or nature except employee health insurance." It transfers the authority for the student insurance currently offered by the State Employee Benefits Plan from the Health Care Commission to the Board of Regents. This insurance provides for students, GRAs, and GTAs.	HB 2593 was conferenced into this bill by the Education Conference Committee. 5/8/06 Enrolled and sent to the Governor for signature.	5/8/06 Enrolled and sent to the Governor for signature.	
342	Obstruction of a Medicaid fraud investigation; AG may force asset forfeiture	Allowing the Attorney General to recoup money through the seizure of the property that was purchased with fraudulently obtained monies, also creating the crime of obstruction of a Medicaid fraud investigation.	Recommended by Judicial Conference Committee -- Approved as part of HB 2893 by both the House and Senate. 5/8/06 HB 2893 has been engrossed and sent to the Governor for signature.	The entire bill minus the language "or entity" was amended into HB 2893 by the Judiciary Conference Committee. 5/8/06 HB 2893 has been engrossed and sent to the Governor for signature.	None
405	Insurance Company Registration	Bill by the Insurance Commissioner. Allows discretion to waive certain requirements for foreign (to the state) insurance companies to operate in Kansas. The bill is the Commissioner's response to issues with Medicare Part D PDP's.	Passed by both chambers -- 4/3/06 Signed by Governor		None

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451	Medicaid #, Photo ID, Unique Prescriber #	Creating the crime of trading a Medicaid # for any type of remuneration, requiring a photo id at every Medicaid point of service, requiring the presence of a unique prescriber number on all medicaid prescription claims.	Recommended by Judicial Conference Committee -- Approved as part of HB 2893 by both the House and Senate. 5/8/06 HB 2893 has been engrossed and sent to the Governor for signature.	The sections referring to "Unique Prescriber #" and "creating crime of trading Medicaid # for any remuneration" amended into HB 2893 by the Judiciary Conference Committee. The section "requiring photo id" was NOT included in the bill. However, similar "photo id" language was built into the Omnibus Budget bill as a PROVISIO (see memo). 5/8/06 HB 2893 has been engrossed and sent to the Governor for signature.	None
461	Worker's Compensation	Dealing with preexisting conditions, permanent partial general disability, and supplemental functional disability compensation.	Passed by both chambers -- VETOED BY THE GOVERNOR 3/21/06	3/21 /06 - VETOED BY THE GOVERNOR	None
490	Long-Term Care Bill of Rights		Passed by Senate, did not proceed out of committee in the House	2/28/06 Referred to House Appropriations	None
491	Personal Needs Allowance Increase	Increasing the Personal Needs Allowance for nursing facility residents from \$30/month to \$60/month, or \$20/month to \$50/month in SSI cases; using SGF	2/28/06 Passed by Senate, did not proceed out of committee in the House	Referred to House Appropriations. Similar language was amended into the Omnibus Budget bill as a PROVISIO (see memo).	None
528	Reporting information on pregnancy terminations			5/9/2006 Enrolled and sent to Governor for signature.	None
536	Medicaid: estate recovery	Ensuring that the estate of one deceased does not owe Kansas Medicaid reimbursement before the estate is distributed. Bill suggested by a Wyandotte County district judge. It is suggested this bill would increase the amount of dollars recovered by Medicaid.	Passed by Senate, did not proceed out of committee in the House	Referred to Judicial Council by Judicial Conference Committee. There was discussion of including it with HB 2893, but that effort failed.	None
577	Transfer of Kansas Health Insurance Information System to KHPA	Transfer of Kansas Health Insurance Information System to KHPA effective upon publication	The original unrelated bill was passed by the Senate. That bill was then gutted to be used as a vehicle for quicker passage of the substitute for the bill. The House substituted the language from 3010 and quickly passed the bill, allowing for the bill to quickly be forwarded to Conference Committee for recommendation for approval. 4/20/06 Approved and signed by Governor	3/30/06 Language from HB 3010 substituted in gut-and-go fashion (the bill is HB 3010 word for word). 4/20/06 Approved and signed by Governor	None

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2105	Create Unit in AG's office to investigate abuse of disabled	Concerning abuse, neglect, and exploitation of persons with disabilities; creating a unit to investigate such abuse in the office of the attorney general.	3/31/06 Currently in conference committee. 5/10/06 Enrolled and presented to Governor for signature.	An attempt was made, but failed, to create the Office of Inspector General through this bill. The position would have served to investigate only Medicaid, MediKan, and SCHIP administration. The provision was not approved by the Conference Committee. 5/10/06 Enrolled and presented to Governor for signature.	
2538	Adult Care Homes, Nursing Facility Assessments	Adult Care Homes, assessments on nursing facilities, quality assurance assessment fund, initiatives for nursing care improvements.	Did not proceed out of committee	2/22/06 Hearing in House	None
2593	Insurance to be offered by Board of Regents	Authorizing the State Board of Regents to procure health insurance for students at state educational institutions. Currently, a program exists within our Benefits Program, but this would allow for the BOR to take over this responsibility. Our program would then disappear. SEE SB 332.	Recommended by Education Conference Committee -- Conferenced into SB 332 5/8/06 Enrolled and presented to Governor for signature as SB 332.	5/8/06 Enrolled and presented to Governor for signature as SB 332.	None
2829	Regulation of Office Based Surgery	Regulation of clinics and facilities where office-based surgeries and special procedures are performed.	Passed by House, did not proceed out of Senate committee	Referred to Senate Public Health and Welfare	None
2893	Sheriffs Association's Medicaid Rate Bill	Provides that certain law enforcement entities be entitled to the Medicaid rate when purchasing services for persons in their custody. First, nearly all language from SB 342 amended into the bill. Select provisions of SB 451 were also amended in. Those provisions explicitly state that trading a beneficiary Medicaid number for any type of remuneration is illegal, and that every Medicaid prescription claim shall include a unique prescriber ID number. A provision of the bill that was not included would have required a state-issued photo ID to be presented at each and every Medicaid service delivery point. Lastly, SB 326, a bill creating the a civil action against a person filing a false Medicaid claim, or an employee within the administration that knowingly files a claim incorrectly, was stripped of most of its capabilities before being amended into the bill. This fell right in line with how SRS, Aging, DHPF, and various associations testified in opposition to the bill. Only language outlining that persons in an official public position "knowingly" misusing public funds will be forced to forfeit their current public position, and language outlining the penalties associated, was included.	Judicial Conference Committee amended into the bill pieces of SB 326, 342, and 451-- Approved by Senate and House. 5/8/06 Enrolled and sent to the Governor for signature.	None	
2945	Eligibility of "aliens" for public assistance	Bill written by Kris Kobach for Rep. Merrick. Concerning eligibility for public assistance, modifying process for verification of legal presence in the U.S., requiring affidavit of legal presence to be signed by a beneficiary w/o proper ID in order to receive temporary benefits, outlining reporting of those in violation to Homeland Security	Did not proceed out of committee	3/22/06 Proponents heard in House Appropriations, opponents to be heard if scheduled....never scheduled.	None
3010	Transfer of Kansas Health Insurance Information System to KHPA		Stopped b/c language from the bill has been substituted into another bill (SB 577 -- mentioned above) as a vehicle for quicker passage.	3/30/06 Substituted for SB 577 language in gut-and-go fashion (the bill replaced old 577 word for word).	None

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3011	Health Care Price Transparency	Requirement of medical facilities to maintain and make available upon consumer request a price listing of their procedures. Many on the House Committee felt this bill was tailor-made for those with HSAs.	Did not proceed out of committee	3/21/06 Heard in House Health and Human Services, but no action taken	None
3013	Licensing: Definitions for hospitals	Redefining "General Hospital," "Recuperation Center," and introducing the term "Limited Care Center" as a replacement for "Recuperation Center." Also stating that a license as "General Hospital" shall not be issued or renewed unless such hospital is participating provider for Kansas Medicaid.	Did not proceed out of committee	3/15/06 Referred to House Appropriations.	